



bay restoration commission

STEWARDS OF SANTA MONICA BAY

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January 24, 2013

Agenda Item #3 a ii

To: Executive Committee, SMBRC

From: Shelley Luce, Executive Director

Subject: Consideration of Amendments to the SMBRC Memorandum of Understanding (MOU)

Action Requested of the Executive Committee:

- Request Governing Board approval of amendments to the SMBRC MOU

Summary

The SMBRC MOU was developed pursuant to the requirement of California Public Resources Code sections 30988-30988.3, which established the SMBRC as a non-regulatory state entity (see specifically Cal. Pub. Res. Code section 30988.2(b)). The original MOU was adopted and signed in 2003 by the California Resources Agency Secretary, Cal EPA Secretary, and Santa Monica Bay Watershed Council Chair. It was amended several times from 2005-2012, by majority vote of the Governing Board. These amendments added members to the Governing Board and Watershed Advisory Council (WAC), as well as making other technical and structural changes.

Recent changes to state and federal political boundaries and district numbers require the MOU to be amended to accurately describe representation within the watershed. A state agency name has been changed and a new entity was recently appointed to the WAC, all of which necessitate changes to the MOU.

Section VI. 3. of the MOU expressly authorizes the Governing Board to amend the MOU by a majority vote of its voting members.

Background

The proposed changes to the MOU are as follows:

1. Revise relevant Congressional, State Senate, and State Assembly numbers to reflect boundaries within the Santa Monica Bay watershed

In January 2013, the re-drawn political boundaries took effect, with new district numbers. The districts noted in the existing MOU do not reflect those districts that are substantially within the watershed. The proposed amendments add an additional Assembly district as a Governing Board representative, as there are now three such districts that are substantially within the watershed. This would add an additional member to the Governing Board for a total of 36 members, but would not change the number of voting

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members (currently at 27). The new Assembly districts are 50, 62, and 66. (see MOU pages 5 & 12)

2. Add Marina Del Rey Anglers to the Membership of the WAC

The Marina Del Rey Anglers were appointed to the WAC by the Governing Board at the December 2012 meeting. The list of WAC members is Attachment B to the MOU. (see MOU page 14)

3. Update Congressional, State Senate, and State Assembly Districts on the WAC membership list

As noted above, political boundaries and numbers have changed. The proposed amendments update the WAC membership list to reflect those districts numbers and boundaries substantially within the Santa Monica Bay watershed. (see MOU page 14)

4. Change State Agency name

The Department of Fish and Game has been renamed the Department of Fish and Wildlife. The proposed amendment updates the MOU to reflect this. (see MOU page 12)

